

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ADJUSTMENT OF RATES OF THE GOSHEN
UTILITIES, INC., SEWER DIVISION

) CASE NO. 89-081
)

O R D E R

On February 9, 1990, Goshen Utilities, Inc. ("Goshen"), together with the North Oldham Homeowners Organization and the Attorney General (collectively referred to as "Intervenors"), filed a Joint Stipulation and Recommendation for Commission consideration and approval. On the same date, Goshen and the Intervenors moved for a stay of the briefing schedule or an extension of time in which to file briefs pending Commission ruling on the Joint Stipulation and Recommendation.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds:

1. The motion for a stay of the briefing schedule or an extension of time in which to file briefs should be denied. KRS 278.190 provides that the Commission shall enter its Order on rate applications no later than 10 months from the filing of same. The 10-month period for Commission review of Goshen's rate application expires on February 26, 1990. The statute makes no provision for a waiver of the 10-month period by the parties. Therefore, any party to this proceeding who wishes to file a brief in the above-styled case should do so no later than February 15, 1990.

2. The Commission is unable to determine from the information contained in the parties' Joint Stipulation and Recommendation the methodology and calculations used to arrive at the agreed-upon revenue requirement. As a result, there is no basis for the Commission to determine that the revenue requirement is fair, just, and reasonable. The Commission will consider the Joint Stipulation and Recommendation only if it is supplemented with the above-described information by February 16, 1990.

IT IS THEREFORE ORDERED that:

1. The joint motion for a stay of the briefing schedule or an extension of time in which to file briefs is hereby denied.

2. The parties shall file the supplemental information described in Finding 2 no later than February 16, 1990, or the Joint Stipulation and Recommendation will be denied.

3. All briefs in this matter shall be filed no later than February 15, 1990.

Done at Frankfort, Kentucky, this 13th day of February, 1990.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director